

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

SHAWN C. CARTER,

Plaintiff,

-against-

HIGHLAND CAPITAL MANAGEMENT, L.P.
and NEXBANK SSB,

Defendants.

-----X Index No.: 10 CIV 0854 (DC)

**STIPULATION EXTENDING
TIME TO ANSWER**


-----X
IT IS HEREBY STIPULATED AND AGREED, by and between the attorneys for plaintiff, SHAWN C. CARTER and the attorneys for defendants, HIGHLAND CAPITAL MANAGEMENT, L.P. and NEXBANK SSB (collectively the "Defendants") that Defendants' time to answer and/or otherwise respond to the Complaint in the above referenced action is extended to March 25, 2010; and

IT IS FURTHER STIPULATED AND AGREED, that Defendants will waive the defense of personal jurisdiction; and


IT IS FURTHER STIPULATED AND AGREED that for purposes of this Stipulation, facsimile signatures shall operate with the same force and effect as original signatures.

Dated: New York, New York
February 23, 2010

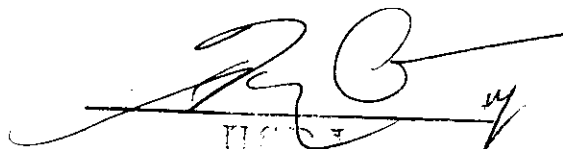
FERBER CHAN ESSNER & COLLIER, LLP

By: 
Robert N. Chan (RC-8212)
530 Fifth Avenue
New York, New York 10036
Attorneys for Plaintiff

MEISTER SEELIG & FEIN, LLP

By: 
David E. Ross (DR-1513)
2 Grand Central Tower
140 East 45th Street, 19th Floor
New York, New York 10017
Attorneys for Defendants

CO GROUNDED:

 3/16/10
USDC